

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Case No. 10-cv-00413 (DSD/JJG)

Operating Engineers Local #49 Health and Welfare Fund and Central Pension Fund of the International Union of Operating Engineers and Participating Employers, Local #49 International Union of Operating Engineers and Associated General Contractors of Minnesota Apprenticeship and Training Program and their Trustees,

Plaintiffs,

vs.

ORDER FOR SUMMARY JUDGMENT

Eagle Trucking, Inc.

Defendant.

This Matter came before the Court on June 17, 2011 pursuant to the Plaintiffs' Motion for Summary Judgment. Michael P. Eldridge, Esq., McGrann Shea Carnival Straughn & Lamb, Chartered, appeared for the Plaintiffs. There was no appearance on behalf of the Defendant.

Based on all the records and proceedings herein, including the written and oral submissions of counsel:

1. Plaintiffs' Motion for Summary Judgment [ECF 36] is granted in its entirety.

2. That Eagle Trucking, Inc. is liable to the Plaintiffs in the amount of amount of \$41,492.27 for delinquent contributions, liquidated damages, and attorneys' fees and costs for the months of September 2009 through January 2010.

Dated: June 17, 2011

s/David S. Doty

The Honorable David S. Doty
United States District Court Judge

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